591212 B: 799 P: 906 RES 12/12/2019 11:58:25 AM Page: 1 of 221 R 0.00 D Dallas Schroeder Recorder, Elbert County, Co

STATE OF COLORADO	}
	} ss
COUNTY OF ELBERT	}

At a regular meeting of the Board of County Commissioners for Elbert County, State of Colorado, held at the Courthouse in Kiowa on Wednesday, the 11th day of December, 2019, there were present:

Christopher Richardson
Grant Thayer
Rick Pettitt
Amanda Moore

Chair
Vice Chair
Commissioner
Deputy Clerk to the Board

When the following proceedings, among others were had and done, to wit:

APPROVE RESOLUTION 19-67

ADOPTION OF ELBERT COUNTY ZONING REGULATIONS AMENDMENT #3b

WHEREAS, the Elbert County Community and Development Services Department has submitted proposed amendments to the Elbert County Zoning and Subdivision Regulations which would promote the public health, safety and welfare of the citizens of Elbert County; and

WHEREAS, on November 5, 2019, the Elbert County Planning Commission held a public hearing pursuant to § 30-28-111 of the Colorado Revised Statutes and Elbert County Zoning and Subdivision Regulations, regarding these proposed Elbert County Zoning and Subdivision Regulations Amendment #3. At the hearing there was a presentation by Staff and members of the public, and public comment was solicited; and

WHEREAS, the Elbert County Planning Commission voted 6 to 0 to forward a recommendation of approval for the items discussed, with the exception of accessory enclosures and exotic animals which were asked to be further researched and brought back to the next Planning Commission, to the Board of County Commissioners for consideration; and

WHEREAS, on November 13, 2019, the Board of County Commissioners held a public hearing on the proposed Elbert County Zoning and Subdivision Regulations Amendment #3 pursuant to § 30-28-112 of the Colorado Revised Statutes and Elbert County Zoning Regulations; and

WHEREAS, the Board of County Commissioners approved the recommended changes in Amendment #3, with the exception of Article XI-Signs which was continued to the December 11, 2019, Board of County Commissioners meeting; and

WHEREAS on November 19, 2019, the Elbert County Planning Commission had additional

discussion on the continued items of accessory enclosures and exotic animals during a work session with staff and one County Commissioner and recommended that these items be heard at the next Board of County Commissioners meeting; and

WHEREAS, on December 11, 2019, the Board of County Commissioners held a public hearing on the proposed Elbert County Zoning Regulations Amendment #3b, pursuant to § 30-28-112 of the Colorado Revised Statutes and Elbert County Zoning Regulations, and voted to approve the portion pertaining to accessory enclosures but continue the portions pertaining to exotic animals and signs to a date certain of December 18, 2019; and

WHEREAS, by this Resolution, the Board of County Commissioners of Elbert County desires to repeal and re-enact the Zoning Regulations, as amended; and

WHEREAS, the Board of County Commissioners, having found that this hearing was properly noticed, and having reviewed the recommendation of the Planning Commission, and having reviewed the documentation of the Community & Development Services Department, and having listened to all public comment, and being fully advised in the premise.

NOW, BE IT THEREFORE RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS FOR THE COUNTY OF ELBERT as follows:

- 1. That the Board of County Commissioners hereby approves and adopts the proposed amendments to the Elbert County Zoning Regulations, as specifically set forth herein as Exhibit A, as recommended for approval by the Elbert County Planning Commission and as amended without substantial change by the Board of County Commissioners during the December 11, 2019, public hearing.
- 2. That the Board of County Commissioners expressly finds that the revisions to the Elbert County Zoning Regulations contained herein do not in any way materially alter the recommendation from the Elbert County Planning Commission, and therefore do not necessitate a resubmission of the matter to the Elbert County Planning Commission.
- 3. That all prior decisions and all prior approvals made under the current Elbert County Zoning Regulations are expressly validated and shall survive the enactment of these Elbert County Zoning Regulations.
- 4. The effective date of the newly adopted Elbert County Zoning Regulations Amendment #3b is December 16, 2019.
- 5. That these Elbert County Zoning Regulations Amendment #3b do repeal all prior versions of the Elbert County Zoning Regulations and any amendments thereto.

591212 B: 799 P: 906 RES
12/12/2019 11:58:25 AM Page: 3 of 221 R 0.00 D
Dallas Schroeder Recorder, Elbert County, Co

Upon a motion duly made and seconded, the foregoing resolution was adopted by the following vote:

CHRISTOPHER RICHARDSON, CHAIR

GRANT THAYER, VICE CHAIR

RICK PETTITT, COMMISSIONER

ATTEST: AMANDA MOORE

DEPUTY COUNTY CLERK

BY: CManday Moore

Deputy Clerk to the Board

591212 B: 799 P: 906 RES 12/12/2019 11:58:25 AM Page: 4 of 221 R 0.00 D Dallas Schroeder Recorder, Elbert County, Co

EXHIBIT A

[Placeholder for final ECZR]